IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

-

WRIT PETITION NO : 15489 of 2004

Between:

Mallesh S/o Komaraish
Nirmal Industry, A.P. Handi Crafts Development Corporation Ltd.,

Hyderabad

..... PETITIONER

AND

1 The A.P. Handi Crafts Developmemnt Corporation Ltd., repby

Managing Director, Hastakala Bhavan, Hyderabad-500 020

2 The Manager, Nirmal Industry, Musheerabad, Hyderabad-20

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents herein in not disposing off the representation dt 29-3-2004 with regard to filling up of the option form by declaring the same as illegal, arbitrary and contrary to the rights guaranteed under Article 14 and 21 of the Constitution of India

Counsel for the Petitioner: MR.V.MALLIK

Counsel for the Respondents 1 & 2 : SMT.A.ANASUYA FOR

The Court made the following :

O R D E R

The petitioner filed this writ petition seeking a writ of mandamus declaring the action of the respondents in not disposing of the representation dated 22.03.2004 with regard to filling up of the option form as arbitrary and illegal.

According to the petitioner, the respondents have not fixed the rationalised pay scales pursuant to the representation made by him on 22.03.2004. In fact, he had also made several representations earlier to that, but all went in vain. He further asserts that the employees union had filed Writ Petition No.12846 of 1988 before this Court and by orders dated 21.09.1992 the said writ petition was dismissed by directing the petitioner-Union to approach the A.P. Administrative Tribunal. Accordingly, the petitioner-Union filed O.A.No.3210 of 1993 before the A.P. Administrative Tribunal and by an order dated 30.08.1996 the Tribunal directed that payment of 1986 pay scales be considered on sympathetical considerations as held in R.P.No.1598 of 1980, dated 28.03.1985 and the petitioner-Union also relied upon a Judgment etc.

The main grievance of the petitioner in this writ petition is that though he made a detailed representation on 22.03.2004 seeking rationalization of the pay scales and for filling up of the option form, the same was not supplied to him.

In view of the above, without going into the merits of the case, the respondents are directed to consider the representation of the petitioner dated 22.03.2004 and pass appropriate orders as per law within a period of three months from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of. No costs.

JUSTICE C.V.RAMULU

1ST DECEMBER, 2004

PGS

To

1 The A.P. Handi Crafts Developmemnt Corporation Ltd., rep by

Managing Director, Hastakala Bhavan, Hyderabad-500 020

2 The Manager, Nirmal Industry, Musheerabad, Hyderabad-20

3 2 CD copies

THE HONOURABLE SRI JUSTICE

C.V.RAMULU

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1ST DECEMBER, 2004